

Omaha, Nebraska, and no witnesses to the transactions referenced in the Indictment appear to have any connection to Omaha, Nebraska. ([Filing No. 55](#)). The government objects to changing the place of trial to North Platte due to the increased costs and financial burden to United States taxpayers. ([Filing No. 58](#)). However, the court finds the increased costs to the government does not outweigh the factors this court is to consider under Rule 18 when determining the place of trial. Upon balancing the factors to be considered, for the convenience of the defendant and witnesses, and in accordance with Rule 18 of the Federal Rules of Criminal Procedure, the undersigned finds and recommends that this case be transferred to the North Platte trial docket.

IT IS HEREBY RECOMMENDED to Chief District Court Judge Laurie Smith Camp that defendant's, Virgil Apodaca, Jr., Motion for Change of Place of Trial ([Filing No. 54](#)) be granted.

ADMONITION

Pursuant to NECrimR [59.2](#), any party may object to a magistrate judge's order by filing an objection within fourteen (14) days after being served with a copy of the findings and recommendation. Failure to timely object may constitute a waiver of any objection.

DATED: May 20, 2016.

BY THE COURT:

s/ F.A. Gossett, III
United States Magistrate Judge